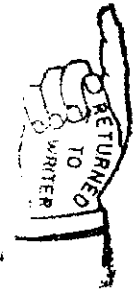


OFFICE OF THE CLERK
UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

U. S. COURTHOUSE
428 WALNUT STREET
P.O. BOX 983
HARRISBURG, PA 17108
OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE \$300

2-6-01
14

KW



FILED
HARRISBURG

FEB 5 2001

MARY E. D'ANDREA, CLERK
Per DEPUTY CLERK



U.S. OFFICIAL MAIL
US POSTAGE
PENALTY
FOR
PRIVATE
USE \$300
METER
N 590023
0340

Michael Stevens
06284-055
CCA-USM Detention Center
100 Highway Terrace
Leavenworth, KS 66048

Re: 1:00-cv-01316

Please file all pleadings directly with the Clerk's Office in which the assigned Judge is located. Do not file any courtesy copies with the Judge's Chambers.

JUDICIAL OFFICERS:

Judge Sylvia H. Rambo
Judge Yvette Kane
Judge William W. Caldwell
Magistrate Judge J. Andrew Smyser

CLERK'S OFFICE ADDRESS:

U.S. District Court
228 Walnut Street
P.O. Box 983
Harrisburg, PA 17108

Chief Judge Thomas I. Vanaskie
Judge A. Richard Caputo
Judge James M. Munley
Judge William J. Nealon
Judge Richard P. Conaboy
Judge Edwin M. Kosik
Magistrate Judge Malachy E. Mannion
Magistrate Judge Thomas M. Blewitt

U.S. District Court
235 N. Washington Ave.
P.O. Box 1148
Scranton, PA 18501

Judge James F. McClure
Judge Malcolm Muir

U.S. District Court
240 West Third Street
Suite 218
Williamsport, PA 17701

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

MICHAEL STEVENS,
Plaintiff

v.

WARDEN, USP LEWISBURG,
Defendant

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:
:
:

CIVIL NO. 1:CV-00-1316
(Judge Caldwell)

O R D E R

FILED
HARRISBURG, PA

JAN 24 2001

THE BACKGROUND OF THIS ORDER IS AS FOLLOWS:

MARY E. D'ANDREA, CLERK
PER *[Signature]* DEPUTY CLERK

The pro se prisoner-plaintiff commenced this action by filing a complaint on July 25, 2000. On July 27, 2000, this court's standing practice order was issued, informing the Plaintiff of his duties in this lawsuit, including an affirmative obligation to keep the court informed of his address. The practice order also informed the Plaintiff that "if the court [was] unable to communicate with the plaintiff because the plaintiff [had] failed to notify the court of his or her address, the plaintiff will be deemed to have abandoned the lawsuit." (Brackets added).

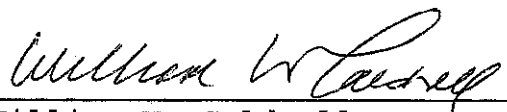
By order, dated November 9, 2000, the court directed plaintiff to file an amended complaint within twenty days or suffer dismissal of the action. The order was returned marked as undeliverable because the Plaintiff was no longer at that address. An inquiry by

the Clerk's Office as to the Plaintiff's current address led to a remailing of the order on December 13, 2000. That mailing was returned marked "return to sender."

In light of the Plaintiff's failure to comply with the practice order's requirement of informing the court of his current address and his failure to comply with the deadlines imposed in the orders of November 9 and December 13, his case will be dismissed pursuant to Fed. R. Civ. P. 41(b).

Accordingly, this 24th day of January, 2001, it is ordered that:

1. This action is dismissed without prejudice under Fed. R. Civ. P. 41(b) for failure to prosecute.
2. The Clerk of Court shall close this file.
3. Any appeal from this order will be deemed not taken in good faith.



William W. Caldwell
United States District Judge